

**MINUTES OF THE
CLEAR CREEK DISTRIBUTION SYSTEM
Bear River Water Conservancy District Office
Brigham City, Utah
February 25, 2004**

The meeting was called to order at 3:30 p.m. with Lee Sim conducting. He welcomed everyone to the meeting.

The first item of business was to have the minutes of last year's meeting read by Bob Fotheringham of the Division of Water Rights Office in Logan. There were no corrections needed to the minutes, so a motion was made to accept them as read by Mont Campbell, seconded by Vern Kempton, all approved.

Mr. Sim then asked John Larsen of the Division of Water Rights to read last year's financial report. The account began the year with \$3,984.41, receipts at \$3,195.58, expenditures at \$3,741.43 for an ending balance of \$3,438.56. There was one account delinquent for \$1,502.69. This account will be adjusted from the reported balance to \$1,363.51 by Court Order. With no further discussion about the financial report, a motion was to accept was made by Mont Campbell, seconded by Vern Kempton, motion carried.

Mr. Sim requested a report from the commissioner on last year's activities. Mr. Kempton indicated the water supply was the shortest that he has seen in the time he has been commissioner. He began monitoring the flows on May 10th. Water was delivered to Idaho beginning May 24th and continued until June 19th, for a total of 1749.03 acre feet. Clear Creek continued to run until July 7th for a total of 2942.17 acre feet. The commissioner split the water on May 29th and on the 9th of June began the twelve day run. The water was turned back to Utah on the 19th of June. Turns went into effect July 4th and after this is done, the commissioner does not record any more flow data. The peak flow on the creek was 95.10 cfs which occurred on the 29th of May. Snowpack is currently at 82% of normal. A motion was made to accept the commissioner's report by Mont Campbell, seconded by Vern Kempton, all approved.

Mr. Sim then asked the water users for proposals for the budget for 2004. After some discussion, the budget and assessment were proposed as follows: Commissioner's Salary, \$2,750.00, Social Security, \$210.00, Insurance Premiums, \$60.00, Contractual Services, \$500.00, State Engineer's Assessment, \$281.00, Miscellaneous Expense, \$250.00, for a total of \$4,051.00 and the assessment to be set at \$2,900.00. A motion to accept the budget and assessment was made by Mont Campbell, seconded by Vern Kempton, the motion carried.

The water users inquired about the status of Dave Sundberg who has been the Idaho Water Commissioner. Mr. Sim indicated Dave has been replaced by Rick Naf, who resides in Malta, Idaho as the new Idaho Commissioner. Mr. Sundberg has a court judgement against him filed by the Utah water users. A lien will be placed upon his property until he pays the fines set by the court. A judgement by the court was made for \$28,000.00 to the State of Utah, State Engineer's Office. There currently are still problems with Dave taking water out of Mont Campbell's ditch. He needs a locking headgate that cannot be tampered with. The Idaho Weir and ditches need cleaning. Vern stated he would contact Rick Naf to discuss getting that work accomplished.

With no further discussion, the meeting was adjourned at 4:30 p.m.
Those attending the meeting were:

Name	Representing
Lee Sim	Utah Division of Water Rights
Bob Fotheringham	Utah Division of Water Rights
John Larsen	Utah Division of Water Rights
Scott Clark	Utah Division of Water Rights
Gertrudys Adkins	Utah Division of Water Rights
Coralee Campbell	Water User
Mont Campbell	Water User
Rachel Kempton	Water User
Vern Kempton	Water Commissioner